

DECLARATORY
Improvement Res. No.1141-1964

For the Condemnation of right of way for sewer easement purposes across, through and under a portion of Lots numbered 30, 31, 39, 40, 50, 51, 58 and 59 in Scotsville Addition and Lot numbered 57 in Three Oaks Garden Extended Addition, and space bounded on the west by Tielker Road or Kyle Road; on the east by the Lake Erie and Western Railroad, bounded on the south by the north line of Tyrone Addition; bounded on the north by the north line of the southeast quarter of the northwest quarter of Section 21, Township 30 North, Range 12 east.

Resolution Adopted: Sept. 8, 1964

Confirmed: Oct. 1, 1964

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: Nov. 19, 1964

1141

B.O. 176-64

easement for Sewer 747

DECLARATORY RESOLUTION NO. 1141-1964

For the Condemnation of right of way for sewer easement purposes across, through and under a portion of Lots numbered 30, 31, 39, 40, 50, 51, 58 and 59 in Scotsville Addition and Lot numbered 57 in Three Oaks Garden Extended Addition, and space bounded on the west by Tielker Road or Kyle Road; on the east by the Lake Erie and Western Railroad; bounded on the south by the north line of Tyrone Addition; bounded on the north by the north line of the southeast quarter of the northwest quarter of Section 21, Township 30 North, Range 12 East.

PLANS ORDERED:

ADOPTED: Sept. 8, 1964

ADVERTISE NOTICE TO PROPERTY OWNERS: Sept. 11 & 18, 1964

Mail Notices Sept. 18, 1964

HEARING ON CONFIRMATION: Thurs., Oct. 1, 1964, 3:30 p. m.

CONFIRMED: Oct. 1, 1964

ASSESSMENT ROLL ORDERED: Oct. 1, 1964

ASSESSMENT ROLL APPROVED: Oct. 16, 1964
Advertise, Notice to Non-Residents, Oct. 22, 29 & Nov. 5, 1964

HEARING ON CONFIRMATION

OF ASSESSMENT ROLL: Thurs., Nov. 19, 1964 3:30 p. m.

NOTICE SERVED: Nov. 6, 1964

ASSESSMENT ROLL CONFIRMED: Nov. 19, 1964

For the Condemnation of right of way for sewer easement purposes across, through and under a portion of Lots numbered 30, 31, 39, 40, 50, 51, 58 and 59 in Scotsville Addition and Lot numbered 57 in Three Oaks Gardens Extended Addition, and space bounded on the West by Tielker Road or Kyle Road; on the East by the Lake Erie and Western Railroad; bounded on the South by the North line of Tyrone Addition; bounded on the North by the North line of the Southeast quarter of the Northwest quarter of Section 21, Township 30 North, Range 12 East.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn right of way for sewer easement purposes across, through and under a portion of Lots numbered 30, 31, 39, 40, 50, 51, 58 and 59 in Scotsville Addition and Lot numbered 57 in Three Oaks Gardens Extended Addition, and space bounded on the West by Tielker Road or Kyle Road; on the East by the Lake Erie and Western Railroad; bounded on the South by the North line of Tyrone Addition; bounded on the North by the North line of the Southeast quarter of the Northwest quarter of Section 21, Township 30 North, Range 12 East, more particularly described as follows:

An easement 25 feet in uniform width, 12½ feet on each side of the following described centerline: Beginning at a point on the West line of the Lake Erie and Western Railroad, said point being 549.5 feet North of the Northeast corner of lot numbered 16 in Tyrone Addition; thence Westerly a distance of 573.8 ± feet to a point on the East line of Tielker Road or Kyle Road, said point being 495.5 feet North of the Northwest corner of lot numbered 19 in Tyrone Addition.

Also, a strip of land 7 feet in uniform width described as follows: Beginning at a point on the East line of Tielker Road, said point being on the Westerly extension of the North line of Tyrone Addition; thence North along the East line of Tielker Road or Kyle Road a distance of 948 feet to a point; thence East and perpendicular to the East line of Tielker or Kyle Road a distance of 7 feet to a point; thence South and parallel to the East line of Tielker or Kyle Road a distance of 948 feet to the Westerly extension of the North line of Tyrone Addition; thence West on the Westerly extension of the North line of Tyrone Addition a distance of 7 feet to the point of beginning.

Also, the South 7 feet of lots numbered 30, 40, 50 and 59 and the North 7 feet of lots numbered 31, 39, 51 and 58, all lots in Scotsville Addition.

Also, the North 7 feet of the lot numbered 57 in Three Oaks Gardens Extended Addition.

All as shown by a plan of such proposed Condemnation of right of way for sewer purposes as described above, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Condemnation of right of way for sewer purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Condemnation of right of way for sewer purposes is described as follows: Lots numbered 30, 31, 39, 40, 50, 51, 58 and 59 in Scotsville Addition, and lot numbered 57 in Three Oaks Gardens Extended Addition, and space bounded on the West by Tielker Road or Kyle Road; on the East by the Lake Erie and Western Railroad; bounded on the South by the North line of Tyrone Addition; bounded on the North by the North line of the Southeast quarter of the Northwest quarter of Section 21, Township 30 North, Range 12 East.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All streets, lots and land affected by the above described condemnation are situated in the Northwest quarter of Section 21, Township 38, North, Range 12 East, and lie fully within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS _____ DAY OF _____ 1964.

Frederick D. Beaman
Robert W. Dahman
25th

BOARD OF WORKS

CLERK

ENGINEERING
DEPT. OF STREETS

DATE August 26, 1964

TO: Board of Public Works

SUBJECT: Declaratory Resolution 1141 - 1964

~~NOTED~~

F.S.E.
 R.W.D.
 G.F.G.

The Sewer Engineering Department prepared the attached Declaratory Resolution which provides for the condemnation of right of way for sewer easement purposes in the vicinity of Scotsville Addition. This easement is needed in connection with Local Sewer Resolution 747-1964.

Please advise what board order number is assigned to this resolution. Drawing and property ownership list are also attached.

176

Walter H. Meitz
City Engineer

Walter H. Meitz
City Engineer

DEB:1c
attachs.



NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, September 18, 1964

1141

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did

~~Decatur~~ ~~Resolution No.~~ 1141-1964
pass Improvement Resolution No. 1141-1964
providing for the ~~Condemnation of right of way for sewer easement purposes across, through~~
~~and under a portion of Lots numbered 30, 31, 32, 40, 50, 51, 58 and 59 in Scottsville~~
~~Addition and Lot numbered 57 in Three Oaks Gardens Extended Addition, and space bounded~~
~~on the West by Tiekar Road or Kyle Road; on the East by the Lake Erie and Western~~
~~Railroad; bounded on the South by the North line of Tyrone Addition; bounded on the North~~
~~by the North line of the Southeast quarter of the Northwest quarter of Section 21,~~
~~Township 30 North, Range 12 East, in connection with Local Sewer Res. No. 747-1964.~~

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

Thursday, October 1, 1964 at 3:30 p.m.

The Board has fixed.....
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

47-201-2

B.O. 176-164

Date Oct. 1, 1964

To City Engineer

Subject Dec. Res. No. 1141-1964 easement for Sewer 747

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
attach Reso. & P. O. List

NOTED

F.S.F

□ RWP

□ G.F.G.

Date

October 14, 1964

Assessment Roll of Benefits and Damages completed and attached.

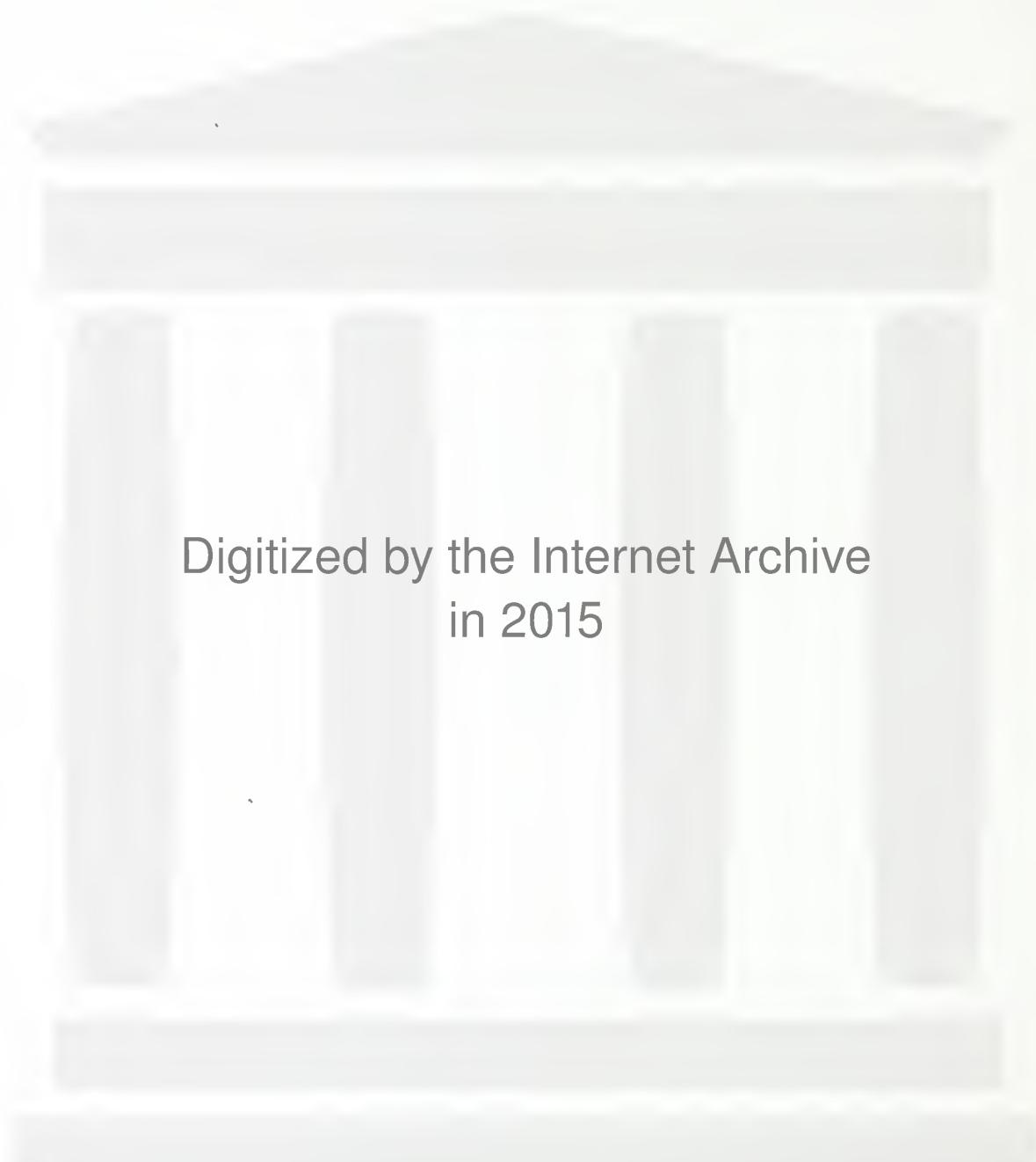
Walter H. Meitz
City Engineer

Walter H. Meitz
City Engineer

DEB: is
attachs.

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY



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Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head	number of lines	<u>1</u>
Body	number of lines	<u>42</u>
Tail	number of lines	<u>5</u>
Total number of lines in notice		<u>48</u>

COMPUTATION OF CHARGES

48	lines,.....columns wide equals.....equivalent lines at.....301¢.....	\$ 14.45
cents per line		
Additional charge for notices containing rule and figure work (50 per cent of above amount)		
Charge for extra proofs of publication (50 cents for each proof in excess of two)		
TOTAL AMOUNT OF CLAIM		\$ 14.45

DATA FOR COMPUTING COST

Width of single column.....11 $\frac{1}{2}$ ems	Size of type.....5 $\frac{1}{2}$point
Number of insertions.....3	Size of quad upon which type is cast.....5 $\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date November 10, 1964

Title SECRETARY-TREASURER

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
.....ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned.....MARTHA L. BRANNING.....who, being duly sworn, says that.....She is.....SECRETARY-TREASURER.....of the

NEWS-SENTINEL
a.....DAILY.....newspaper of general circulation printed and published in the English language in the city { of.....FORT WAYNE, INDIANA.....in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....3.....time.....5, the dates of publication being as follows:

October 22, 29, 1964

November 5, 1964

Subscribed and sworn to before me this 10th day of November 1964

Edith M. Singleton

Notary Public

My commission expires.....March 8, 1966

NOTICE TO NON-RESIDENTS
TO: Brouse, Howard W. & Leona Mae, Olson, P. J. and Gilleff, Kapol, and to all others whom it may concern.
Brouse, Howard W. & Leona Mae; Lot 50 in Scotsville Addition. Amount of Benefits \$1.00. Amount of Damages \$1.00.
Olson, P. J.; Lot 31 in Scotsville Addition. Amount of Benefits \$1.00. Amount of Damages \$1.00.
Gilleff, Kapol; Space E. of Kyle Road and South of Genth Road, N.W. 1/4 Sec. 21-30-12. Amount of Benefits \$1.00. Amount of Damages \$1.00.

All in pursuance to Declaratory Resolution No. 1141-1964 for the Condemnation of right of way for sewer easement purposes across, through and under a portion of Lots numbered 30, 31, 39, 40, 50, 51, 58 and 59 in Scotsville and Lot numbered 57 in Three Oaks Gardens Extended Addition, and space bounded on the west by Tieker Road or Kyle Road; on the east by the Lake Erie and Western Railroad; bounded on the south by the north line of Tyrone Addition; bounded on the north by the north line of the southeast quarter of the northwest quarter of Section 21, Township 30 north, Range 12 east, authorized by an Act of the General Assembly of the State of Indiana, approved March 6, 1905, entitled "An Act Concerning Municipal Corporations," and the provisions of all Acts Amendatory thereto and supplemental thereto.

The Board of Public Works has fixed Thursday, November 19, 1964 at 3:30 p.m. as the date and time when the Board will meet for the purpose of hearing any or such remonstrances which you may desire to present in regard to the amount of Benefits and Damages as aforesaid and for the purpose of taking action thereon.

FRED S. EHRMAN,
ROBERT W. DAHMAN,
GEO. F. GABLE,
BOARD OF PUBLIC WORKS.

ATTEST: Kenneth McGraw, Clerk.
10-22-29-11-5.

Legals

Claim No. Warrant No.

IN FAVOR OF

I have examined the within claim and hereby certify as follows:

That it is in proper form.

That it is duly authenticated as required by law.

That it is apparently } Correct
 } Incorrect

卷之三

On Account of Appropriation for

Appropriation No.

Allowed , 19

In the sum of \$ _____

..195..

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

Size of Type	11½ Em Column (138 Points)			
	Number of Insertions			
	1	2	3	4
5½	.151	.226	.301	.376
6	.138	.207	.276	.345
7	.118	.177	.237	.296
7½	.11	.166	.221	.276
8	.104	.155	.207	.259
9	.092	.138	.184	.23
10	.083	.124	.166	.207
12	.069	.104	.138	.173

Note: Above table is based on a square of 250 ems.

Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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COMPUTATION OF CHARGES

48 lines, columns wide equals equivalent lines at .301¢
cents per line \$ 14.45

Additional charge for notices containing rule and figure work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 14.45

DATA FOR COMPUTING COST

Width of single column	11 $\frac{1}{2}$ ems	Size of type	5 $\frac{1}{2}$ point
Number of insertions	3	Size of quad upon which type is cast	5 $\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. J. Scherer

Date November 10, 1964

Title ASSISTANT SECRETARY

NOTICE TO NON-RESIDENTS
TO: Brouse, Howard W. & Leona Mae, Olson, P. J. and Gilleff, Kapoly, and to all others whom it may concern.
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FRED S. EHRMAN,
ROBERT W. DAHMAN,
GEO. F. GABLE,
BOARD OF PUBLIC WORKS.

ATTEST: Kenneth McGraw, Clerk,
10-22-29-11-5.

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARNOLD F. SCHERER who, being duly sworn, says that he is ASSISTANT SECRETARY of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 3 time, the dates of publication being as follows:

October 22, 29, 1964

November 5, 1964

Subscribed and sworn to before me this 10th day of November 1964

Edith Stapleton

Notary Public

My commission expires March 8, 1966

Claim No. Warrant No.

IN FAVOR OF

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently { Correct
 } Incorrect

\$

On Account of Appropriation for

Appropriation No.

Allowed , 19

In the sum of \$

GARRETT CLIPPER, Garrett, Ind.

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

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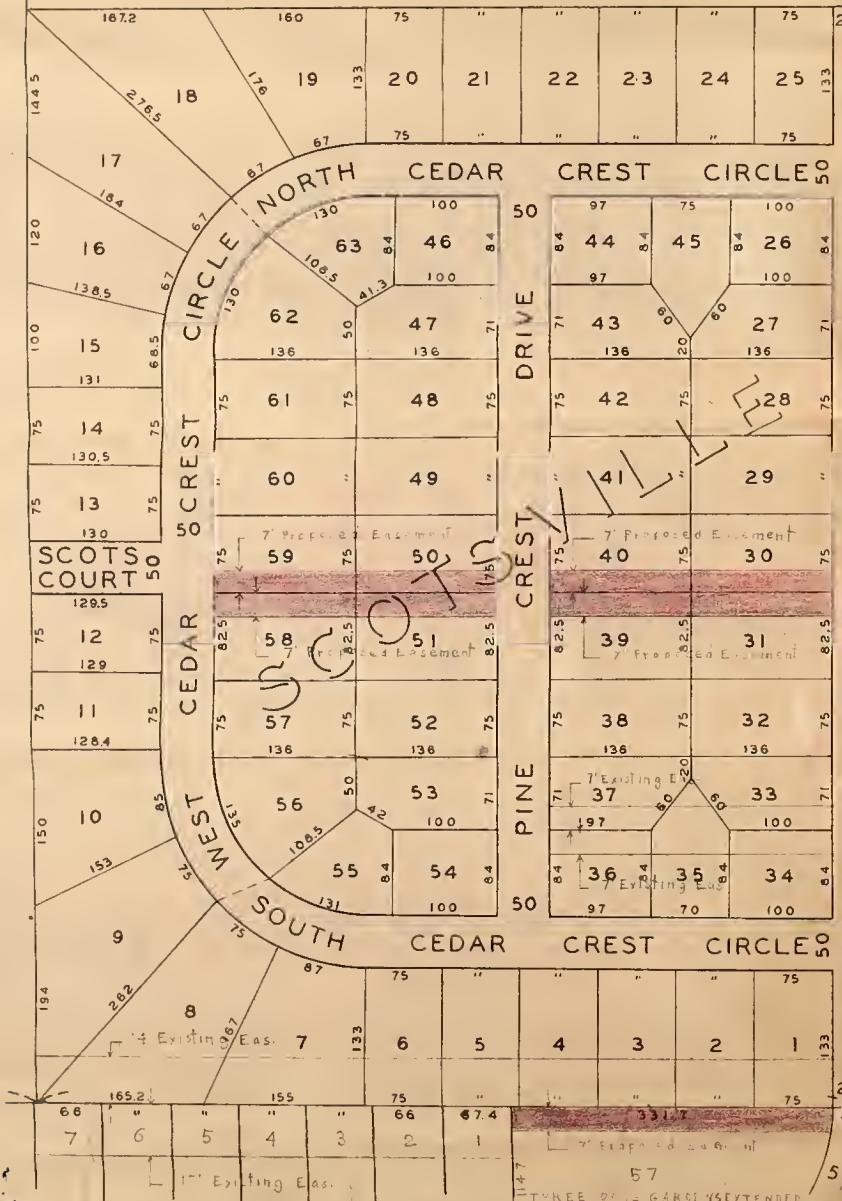
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INDIANA AND

LAKE ERIE AND WESTERN



CITY ENGINEER'S OFFICE N.W. $\frac{1}{4}$ SEC. 21

N. W. 1/4 SEC. 21

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DECLARATORY
Improvement Resolution No. 1141 - 1964 For The Condemnation Of Right Of Way For Sewer Easement Purposes

IN CONNECTION WITH LOCAL SEWER RESOLUTION No. 747-196A.

C 1141 C
